

**Board of Public Works and Safety
Special Meeting Minutes
May 24, 2016**

The special meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 8:00 a.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Board members Stephen Barnett and Bob Swinehamer answered roll call.

New Business

Request Approval of Agreement Covering Reconstruction of Roadway - City Engineer Travis Underhill stated this was an agreement between the Railroad and the City of Franklin as overseen by INDOT. City Attorney Lynn Gray stated that she has reviewed this document. Mr. Underhill stated that this needs to be approved in order to move forward with the Jefferson, King, Forsythe Street projects. There are no fees associated with this. City Attorney Gray stated that the insurance requirements are those of the contractor, and it is a pretty straightforward agreement. A discussion was held. Mayor McGuinness made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Agreement Covering Construction of A Bike/Pedestrian Facility; Installation of Active Warning Devices; and Construction of a Bike/Pedestrian Grade Crossing - City Engineer Travis Underhill stated this agreement has annual fees for maintenance/upkeep of \$1,200.00, and a different fee every year for any additional maintenance done by the railroad. A discussion was held. Ms. Gray stated that there are provisions in this agreement that require the City to hold the railroad harmless for any incident that happens on the railroad tracks, and that we carry insurance that is double "A" rated, and after speaking with John Auld the city's insurance agent this is insurance that we cannot even purchase. Mayor McGuinness made a motion to deny this agreement as presented, and authorized City Attorney Gray and City Engineer Underhill to forward comments from the insurance agent to INDOT, and bring this back in the future once they approve of the agreement. This was seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried, and the agreement was denied.

Adjournment

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 8:14 a.m.

Respectfully submitted,

Jayne Rhoades, Clerk-Treasurer
Enrolled: 5/25/16

Joseph McGuinness, Mayor

Attest:

Jayne Rhoades, Clerk-Treasurer